IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No.8772 of 2004

Ishwarsingh D Dudhani.. petititioner
vs
The Commissioner Pune Mun
Corpn and ors.. respondents

Mr. P.U.Badadare for petitioner
Mr Pethe for R.C.Ketkar for respondent no.l
Mr P I Khemani AGP for State

**CORAM: A.P.SHAH & S.C.DHARMADHIKARI JJ.**

**Dated 22.l2.2004**

P.C:

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Heard advocates.

l. It appears that the petitioner constructed unauthorised structure on the inspection chambers of the common toilets. These chambers are required to be maintained periodically by the Corporation. This unauthorised structure was made after the cut off date i.e. l.l.l995 and the petitioner was not residing in the said structure but was keeping pigs which was source of nuisance, and annoyance to the residents of the locality. Therefore the said structure was demolished by the Corporation. It appears that even after demolition of the said structure, petitioner started re-erecting the

structure. Therefore the police authorities were informed about this and the structure was again demolished. In the facts and circumstances of the case we do not see any reason to exercise power under Article 226 of the Constitution. Hence the petition is dismissed.